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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

11 Manuel Cabrerizo Alejandro) Civil No. 3:08-cv-00092-JLS-RBB
12) REQUEST FOR APPOINTMENT OF
13) COUNSEL UNDER THE CIVIL RIGHTS
14 v.) ACT OF 1964, 42 U.S.C. 2000e 5(f)(1);
15 Fred Lawrence: Warden) DECLARATION IN SUPPORT OF
16 Lindstedt: Lieutenant) REQUEST
17 Marshall Department)
18 Medical Department)

19 1. I, the plaintiff in the above-entitled employment discrimination action, request that the
20 court appoint an attorney to represent me in this matter. In support of this request, I state as follows:

- 21 A. my claim is meritorious (that is, I have a good case), and
22 B. I have made a reasonably diligent effort to obtain counsel, and
23 C. I am unable to find an attorney willing to represent me on terms that I can
afford.

24 2. A copy of the Notice-of-Right-to-Sue-Letter I received from the Equal Opportunity
Commission is attached to the complaint which accompanies this request for counsel.

25 3. A. Does the Notice-of-Right-to-Sue-Letter show that the Commission found "no
26 reasonable cause" to believe the allegations made in your charge were true?

27 ____ Yes N/D No
28

1 IF YOUR ANSWER IS "YES," YOU MUST ATTACH A COPY OF THE
 2 COMMISSION'S INVESTIGATIVE FILE TO THIS REQUEST AND ANSWER QUESTIONS B
 3 AND C.

4 B. Do you question the correctness of the Commission's "no reasonable cause"
 5 determination?

6 Yes No

7 C. If you answered "yes" to question 3B, what are your reasons for questioning the
 8 Commission's determination? Be specific and support your objections with fact. Do not simply
 9 repeat the allegations made in your complaint; the court will review your complaint in considering this
 10 request for counsel.

11

12 I do have a good case, I do have back injury
 13 I do have four more medical problems
 14 I do have serious medical needs.
 15 I do have right to medical treatment.

16 Counsel should be appointed because of the following
 17 reasons:

18 Petitioner is unable to afford counsel and the issues
 19 in this case are particularly complex.

20 Petitioner has meritorious issues, to ensure due process
 21 under these circumstances of this case, counsel is needed
 22 because, Petitioner is untrained in the law and is
 23 completely unable to navigate the very complex laws
 24 at issue.

23 Due to his uncertainty, and lack of knowledge of the law
 24 Petitioner respectfully requests the Court to appoint
 him counsel in the interest of justice.

25 Due to the above reasons and points, Petitioner
 26 respectfully requests that his Motion for Appointment
 27 of Counsel be granted.

28 (Attach additional sheets as needed)

1 4. Have you talked with any attorney about handling your claim?

2 Yes No

3 If "YES," give the following information about each attorney with whom you talked:

4 Attorney: John B. Little: Callahan, Little & Sullivan

5 When: December 23, 2007

6 Where: I wrote a letter 12707 High Bluff Dr. Ste. 100

7 How (by telephone, in person, etc.): San Diego Ca. 92130, 619, 234-0444

8 Why attorney was not employed to handle your claim: He did not never respond
to my letter.

9 _____
10 _____

11 _____

12 Attorney: Dennis A Dascano: 3500 Fifth Ave. Ste. 305
13 When: February 13-2008, San Diego Ca. 92103

14 Where: I do try several times calling: - no avail --

15 How (by telephone, in person, etc.): By calling 619, ~~631-4793~~ 388-8399

16 Why attorney was not employed to handle your claim:

17 Always the answer machine:
18 _____

19 _____

20 Attorney: Bruce Monzies: 1333 E. Madison Ave. # 104
21 When: February 13, 2008 El Cajon Ca. 92020

22 Where: I did it try to call him: - Several times "no avail" -

23 How (by telephone, in person, etc.): By calling 619, 631-4793

24 Why attorney was not employed to handle your claim:

25 Always the answer machine." Also, I spoke
26 to Attorney Jeremy Warren to help me out, to contact an
27 attorney for my legal action case. "No avail" -
28 (Attach additional sheets as needed) 619, 234-4433

1 5. Explain any other efforts you have made to contact an attorney to handle your claim:

2 Also I raise this concern with Attorney
3 Mr. Guzman: Federal Defenders.
4 to help me out to get an Attorney for this Civil
5 Action. with no avail.

6 6. Give any other information which supports your application for the court to appoint an

7 attorney for you: The FLC in all likelihood will attempt to remove
8 Petitioner from the U.S. to country of origin were
9 Petitioner does not have any family support or resources
10 in country of origin and it would be an impossible
11 task to obtain adequate counsel in country of origin
12 with the relevant knowledge of American law.

13 7. Give the name and address of each attorney who has represented you in the last 10 years

14 for any purpose: Attorney at Law.

15 Mayfield Daniel M.
16 (CV) Carpenter & Mayfield
17 730 N. 1st Street
18 San Jose Ca. 95112
19 408, 287-1916

20 19 (Attach additional sheets as needed)

21 20 8. I cannot afford to obtain a private attorney. The details of my financial situation are listed
below:

22 A. Employment

23 23 Are you employed now? yes no am self-employed

24 24 Name and address of employer:

25 N/A
26
27
28

1 If employed, how much do you earn per month? N/A

2 If not employed, give month and year of last employment: 1989

3 How much did you earn per month in your last employment? \$1600.00

4 If married, is your spouse employed? no yes no

5 If "YES," how much does your spouse earn per month? N/A

6 If you are a minor under age 21, what is your parents' or guardians' approximate monthly
7 income? N/A. Parents are deceased.

9 B. Assets

10 (i) Other Income

11 Have you received within the past 12 months any income from a business, profession or other
12 form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity
13 payments or other sources? no yes no

14 If "YES," give the amount received and identify the sources:

15 \$ Received	16 Source
<u>Daily \$150.00 loans from my brother</u>	
<u>José Cabrera Alejandro</u>	<u>T</u>
<u>390 Madrone Dr.</u>	
<u>Hollister Ca. 95023</u>	
<u>831 630-0214</u>	
21	
22	
23	
24	
25	
26	
27	

28 (Attach additional sheets as necessary)

(ii) Cash

Have you any cash on hand or money in savings or checking accounts? yes no

If "YES," state total amount: _____

(iii) Property

Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? yes no

If "YES," give value and describe it:

<u>Value</u>	Description
1	One

✓✓✓

C. Obligations and Debts

(i) Dependents

17 Your marital state is: single married widowed separated or divorced.

18 Your total number of dependents is :

19 List those person you actually support, your relationship to them, and your monthly
20 contribution to their support:

Name/Relationship

Monthly Support Payment

N/08

C

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(ii) Debts and Monthly Bills

List all creditors, including banks, loan companies and charge accounts, etc.

<u>Creditor</u>	<u>Total Debt</u>	<u>Monthly Payment</u>
Rent:	<u>N/A</u>	
Mortgage		
on Home:	<u>N/A</u>	
Others:		

9. Signature

I declare under penalty of perjury that the above is true and correct.

Dated: 2-11-2008

Maud Calhoun

Signature

(Notarization is not required)

December 23, 2007

John B. Little
Attorney at Law

Dear Mr. Little. I am writing to you this letter, for two reasons. First, I wish you a Merry Christmas.

On the other hand,

I will like to know that, if you do prisoners cases?

This is my situation:

I am in custody with the Marshalls I hurt my back, when I was working with the Government

Since the accident, I been requesting medical treatment, by using Sick call request forms and Grievance forms

All my requests have been denied.

The only thing the Marshalls did it for me, is that, - what is call an MRI, which been done in Alvarado Hospital. And two of the Doctors everther told me that, - I do need surgery and therapy. Because, my back and my legs are in pain 24 hours a day.

I am including the MRI copy. That way you can see for yourself we have a good case.

Pretrial Inmate Health care
Concerns.

Serious Medical Need.

Section 1983 of Title 42
of the United State Code.

844-6(a) and 844.4. and 814.2.
and 845.4

The Eighth Amendment,

protects your right to medical
care. The Constitution

guarantees prisoners this right.

The prison must provide you
with medical care if you need it.

Please Mr. John

I need you to raise this
concerns to the court room.

I pray that God bless you

Sincerely

Manuel Cabrera

Reg. No. 09376-097